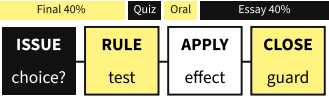




1 • Exam map



repeat per contested choice

Issue-by-issue order: identify the choice before naming the theory.

ASSESSMENT	WEIGHT · FORMAT
Final Exam	40% · written · formal exam period
Early Feedback Task	10% · multiple-choice quiz · 30 min
Oral presentation + Q&A	10% · based on research essay · 10 min
Research Essay	40% · written · 3000 words

PERMITTED-MATERIALS TRUTH

“Final Exam (40%) Open book, on campus supervised (1.5 hours Long plus 30 min reading time)” (LAWS6194 unit outline, 2026)

No published question/section count in the captured outline. During reading time, identify the command verb, institutional mechanism and distributional issue before drafting.

COMMAND	REQUIRED MOVE
Evaluate	State benefit and burden, apply a limiting principle, then judge conditionally.
Compare	Hold facts constant; contrast object, mechanism, success measure and pressure point.
Design	Name participants, sequence, obligations, safeguards, review and fallback.
Audit	Follow the decision from input through consequence; locate error, burden and exit.

READING-TIME ISSUE LIST

institution → technique → person/group → stated purpose → actual effect → distribution → less coercive option → review/exit

2 • ILAC answer engine

ALL PROBLEMS

MOVE	WHAT EARNS SPACE
Issue	Name the decision, institution, affected person and contested burden.
Law / rule	Define the theory or mechanism; state its evidence need and limit.
Apply	Use exact facts; trace technique → category/effect → burden; test counterargument.
Conclude	Choose conditionally; name a tailored safeguard or less coercive alternative.

AUTHORITY DISCIPLINE The captured guide names no cases or statutory sections. Do not invent them: use the named concepts and any verified seminar authorities in your own notes.

3 • Justify punishment



Four separate burdens: purpose, desert, communication and lawful authority.

RULE	APPLICATION QUESTION · LIMIT
Consequentialism	Will deterrence, rehabilitation, incapacitation or protection produce enough future good? Demand a causal mechanism and evidence; benefits are contingent.
Retributivism	What censure is deserved for responsible past wrongdoing? Severity stays tied to seriousness and responsibility.
Communication	What does censure say, and can it address the person as a responsible participant rather than permanently exclude?
Mixed theory	Use desert/proportionality as a ceiling; select within it by defensible preventive purposes.

CONFLICT METHOD

purpose → evidence needed → mechanism → proportionality ceiling → less restrictive option → priority rule → reasoned sanction

Keep distinct: an explanation of why a practice exists ≠ moral justification; a legal label ≠ legitimacy; an attractive theory ≠ proof the existing sanction works. Extra-curial losses may affect total burden but are not identical to the court's order.

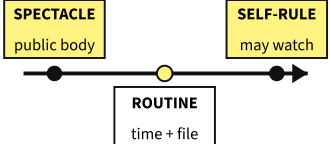
Application discipline: name the authorised hardship, wrongdoing and institutional source. Then test the factual hinge that changes the result: certainty of preventive benefit, degree of responsibility, seriousness, communicative meaning or availability of a less restrictive sanction. A mixed account still needs a priority rule.

Where purposes pull apart, make the conflict visible before choosing; do not quietly treat one aim as decisive.

EXAM BITE Never let “deterrence” decide the problem. Say whose conduct changes, through what mechanism, on what evidence, and at what additional harm.

FINAL CHECK	WRITE
Ceiling	Tie severity to wrongdoing and responsibility; let prevention select within it.
Priority	When purposes conflict, name the governing aim and why its mechanism is stronger.

4 • Discipline → risk

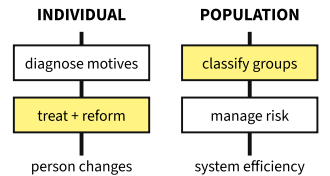


Foucault: quieter routines can deepen power by producing self-regulating subjects.

TECHNIQUE	KNOWLEDGE/EFFECT	AUDIT
Timetable, gaze, examination	Small acts become comparable records against a norm.	Who observes? What consequence?
Power-knowledge	Institutional categories both describe and govern.	Who defines, corrects, contests?
Panoptic principle	Uncertain observation prompts self-regulation.	Visibility is not transparency.

DISCIPLINE CHAIN

material technique → observation → durable record → norm/category → changed choice → institutional consequence → contestability



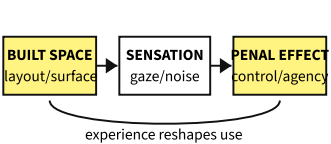
New penology shifts the object from individual transformation to aggregate management.

Risk audit: predicted outcome + validation population + selected threshold + false-positive/negative costs + decision that follows. Validation ≠ proportionality; prediction ≠ blame; consistency ≠ fairness. Require reasons, accurate inputs, review interval, an exit path and comparison with support.

Threshold point: every cut-off trades false positives against false negatives. Name whose liberty, safety, service access or institutional resources bear each error; ask who chose the trade-off and whether support could respond to uncertainty without automatic restriction. A “need” can open help or escalate surveillance.

Worked step: rewrite the score as an if-then rule: if category X, impose Y for Z time. Ask what evidence can lower the category, when review occurs and who bears continuation. Trap: visibility is not transparency; require access to records, correction and review. The same need may instead justify support.

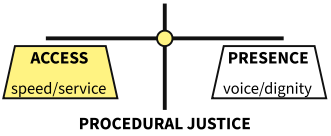
5 • Space, sound, screens



Architecture is not backdrop: sight, movement and sound distribute autonomy and relationships.

CHANNEL	APPLY TO THE EXACT FACT	MATCHED SAFEGUARD
Sight	Sightline/control room/camera → asymmetric visibility or contact.	Reasons, access to records, review.
Movement	Door/layout/conditional access → autonomy or exclusion.	Decision rule and less restrictive access.
Sound	Surface/noise/silence → privacy, stress, belonging; ask control, duration, retreat.	Acoustic treatment; confidential space.

Soundscape is sound as perceived and lived in context; *acoustemology* treats sound as a way of knowing. Quiet can harm when imposed; “humane-looking” design can reduce one harm while strengthening surveillance. Combine plans/measurements, observed use and situated accounts.



A stable connection proves continuity, not meaningful participation.

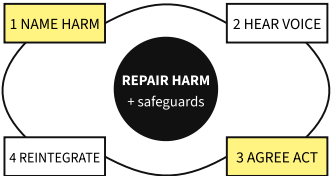
REMOTE-HEARING AUDIT

prepare → enter → participate → understand → review. At each stage: person + room + device + rule + failure + who pauses + remedy/fallback.

Test separately: documents, private advice, framing, audibility, ability to interrupt/correct, understanding and review. Digital access may expand services; data collection, device withdrawal and unequal literacy can also deepen control.

System, not screen: room, device, staff action, contract and operating rule are dependencies. Specify who must detect failure, what rule pauses the process and when the person may use a non-digital route.

6 • Repair without coercion



Restoration is a safeguarded process, not simply a meeting or compelled forgiveness.

ORIENTATION	QUESTION	RISK/LIMIT
Retributive	What wrong, guilt, desert and proportionate state punishment?	Pain can eclipse repair.
Restorative	Who was harmed; what obligations, repair and reintegration?	Pressure, unequal voice, overbroad agreement.
Republican	Does the response protect <i>dominion</i> —secure standing against arbitrary power?	State/community power must be checked.

Penal parsimony: use no more coercion than justified aims require. It directs attention to restitution, compensation, community responses and prison as last resort, while preserving legitimate protection concerns.

Reprobation communicates censure while treating the person as capable of responsible response; **reintegration** restores civic standing rather than fixing exclusion after wrongdoing. Neither requires a face-to-face meeting.

Test the process from each participant's position, including the protected choice not to meet directly.

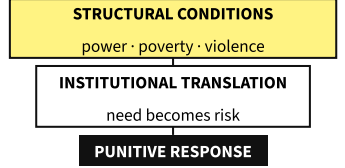
DESIGN SEQUENCE

defined harm → informed/voluntary participation → direct or indirect voice → specific achievable obligation → independent facilitation → completion/variation rules → proportionate fallback

DO	DO NOT
Connect each obligation to harm, safety or reintegration.	Treat apology, dialogue or remorse as inherently restorative.
Offer withdrawal, safe indirect contact and clear rules for information use.	Compel face-to-face contact, forgiveness or a single account of healing.
Test whether authority/resources move.	Assume restorative language redistributes power.

EXAM BITE Write two lines: what repair occurs, and what prevents the process from becoming another coercive penalty?

7 • Unequal effects + restraint



Recognition can help immediately yet still recode structural barriers as personal risk.

ISSUE	RULE/APPLICATION	CONCRETE REMEDY
Gender-responsive reform	Recognise trauma, poverty and relationships; test whether a “female norm” or motherhood becomes compliance.	Narrow information; separate support from escalation.
Colonial punishment	Background recognition is limited if imposed law, denied sovereignty and central authority remain.	Community authority, resources and real alternatives.
Fine	Equal dollars ≠ equal sacrifice; audit capacity and the whole default path.	Income adjustment, instalments, fee pause, review/waiver.
Lived knowledge	Experience reveals meanings and hidden harm but remains situated; distance is not neutral either.	Confidential recruitment, reflexivity, triangulation, participatory control.
Moderation/transfer	Visible practice depends on welfare, trust, expertise, legitimacy and political process.	Bounded adaptation, staged capacity, pre-agreed review.

RECOGNITION TEST

What difference is recognised? → material benefit? → new norm/category? → do authority, resources and options move? → individual remedy ≠ structural transformation.

Comparative claim: specify dimension, denominator and period. Scandinavian exceptionalism is relative, not utopian; coercion, surveillance, isolation and unequal experience remain. Justice reinvestment requires resources, authority and reliance on custody actually to move—not services added beside unchanged expansion.

CLOSING MOVE Name the safeguard that answers the mechanism: transparent reasons, review of a sticky label, privacy/fallback, capacity-sensitive payment, or community authority.



8 · Timed ILAC + Drill 1

CH 1 · 4 MARKS

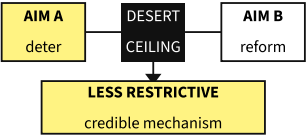
30-MIN READING TIME	90-MIN WRITING TIME
Circle command verb; list decisions/issues; mark exact facts for mechanism and burden; nominate strongest counterargument; locate concept/source anchors.	Once question marks are known: 90 × question marks ÷ total marks attempted. Reserve part of each allocation for the conclusion; move on when the proportional allocation ends.

PARAGRAPH MICRO-FRAME

Because [fact], [named mechanism/rule] produces [effect on person/group]. Although [best counterargument], [evidence/limit] means [qualified result]. Therefore [decision + safeguard].

DETERRENCE V REHABILITATION

Facts: first-time offender; serious property offence; custody proposed for general deterrence; community order preserves employment and provides targeted treatment.



Conflict is resolved by evidence, proportionality and a stated priority—not a list of purposes.

ILAC STEP	ANSWER	M
I/L	Separate two forward-looking claims; each needs different evidence.	1
L	Retributive proportionality limits severity by seriousness/responsibility.	1
A	Compare whether community order expresses censure and credibly prevents with less harm.	1
C	Name outcome and why its mechanism is stronger than the rejected option.	1

Conclusion: do not let “deterrence” decide. Ask whether custody changes others’ conduct enough to justify added harm, whether treatment offers a credible path to change, and whether either stays under the proportionality ceiling. Select the least restrictive justified response.

Mark control: one analytical move per allocated mark: theory, limit, factual comparison, defended outcome. Replace fact repetition with the missing causal or proportionality step.

TRAP Listing purposes without a priority rule avoids the dispute and earns no application depth.

9 · Drill 2: fine → monitor

INTEGRATED · 4 MARKS

Facts: council automatically imposes electronic monitoring on everyone missing a court-fine deadline; officials claim it prevents future harm and avoids prison.

FINE	DEFAULT	RISK	TRACK
same \$	why?	label	breach
SECURE	PRECARIOUS		
absorbs fine	fees + lost work		
	lower future capacity		

Automatic escalation converts possible inability into risk and compounds unequal burden.

ISSUE/RULE	APPLICATION	M
Consequentialism	Prevention is future-facing; identify what harm default predicts, on what evidence, and how monitoring reduces it.	1
New penology	Automatic group classification turns debt/default into individual dangerousness and a liberty burden.	1
Monetary inequality	Fees, surveillance and breach add punishment to a person already unable to absorb the fine.	1
Conclusion	Use capacity-sensitive payment and an individual, reasoned, reviewable decision before surveillance.	1

Model conclusion: avoiding custody is beneficial, but the proposal does not establish the causal link from fine default to preventable harm. Group probability is not individual responsibility. Automatic monitoring is disproportionate without necessity, reasons, review and a less restrictive alternative.

Default is a fact requiring diagnosis, not self-proving culpability. Ask what changed, what proof is realistically available, whether enforcement worsens capacity, and how the person exits the category after payment or review.

DEFAULT-PATH CHECKPOINT	QUESTION/REMEDY
Amount/capacity	Equal sacrifice? Assess income, essentials and dependants.
Deadline/default	Inability or refusal? Offer realistic instalments and escalation pause.
Secondary sanction	Does restriction reduce work/payment capacity? Review, waiver, exit rule.

TRAP Do not assume the only alternatives are the proposed fine pathway or prison. Refine the monetary response and compare less coercive options.

10 · Drill 3: remote hearing

CHS 4–5 · 5 MARKS

Facts: remanded person attends a sentencing mention from a noisy prison booth; the link is stable; counsel cannot confer privately after the hearing begins.

PREP	JOIN	VOICE	GET	FIX
docs	sound	priv?	check	remedy
FAILURE RESPONSE				
pause · advise · repair · fallback				

Audit the entire process; the weakest room, rule or channel can defeat participation.

STEP	APPLICATION	M
Prepare	Documents, purpose, literacy/access and private consultation before entry.	1
Enter	Framing, sound, interpreter and ability to identify/follow speakers.	1
Participate	Can person interrupt, correct and instruct counsel confidentially in real time?	1
Understand/review	Check decision understood; record unresolved impact; permit challenge.	1
Conclude	Private acoustic booth + interruption protocol + in-person fallback if inadequacy persists.	1

Model: stable video proves continuity, not participation. Noise and absent confidential advice can defeat understanding and representation. Efficiency is for whom, at whose time cost, with which failures shifted elsewhere? A published pause and fallback rule is required.

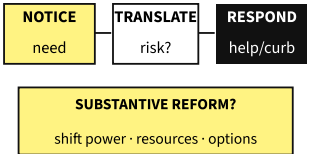
ARCHITECTURE/SOUND OVERLAY	FACT → EFFECT
Room	Booth beside corridor → reverberation, distraction, lost privacy.
Screen	Visible face ≠ meaningful voice; camera angle/muting can alienate.
Operation	No private channel shifts system failure to the remote participant.

COMMON TRAP	REPAIR
Concept catalogue	Make one theory or mechanism change the result.
Verdict by label	Separate stated aim, evidence, operation and unequal effect.
“More oversight”	Name who gives reasons, when review occurs, and the exit or fallback.
Absolute comparison	State scope/caveat and conditions sustaining the difference.

11 · Drill 4: support or surveillance?

CHS 6–7 · 5 MARKS

Facts: community order offers counselling and housing support, demands disclosure of every intimate relationship, treats missed appointments as elevated risk, and provides no transport from a regional community.



The shared test is translation; gender and Indigenous justice remain distinct histories.

ILAC STEP	ANSWER	M
Benefit	Counselling, housing and avoiding custody may reduce immediate harm.	1
Gendered norm	Intimate disclosure expands correctional data and can enforce a preferred relationship/female norm.	1
Structure → risk	Without transport, missed attendance may show institutional access failure, not dangerousness.	1
Remedy	Narrow data demands; separate service eligibility from escalation; fund access.	1
Power	Where relevant, test community authority and culturally legitimate alternatives—not token consultation.	1

Model conclusion: support is real but intimate surveillance responsibilises the participant. Run the counterfactual: if transport, housing, services or authority changed, would “risk” remain? Recognition is substantive only where decision-making, resources and practical options move.

Classify each information demand as necessary, optional or unrelated to the order’s stated purpose.

RESTORATIVE CROSS-CHECK	QUESTION
Participation	Informed and voluntary? Can the person withdraw or use indirect contact?
Obligation	Specific, achievable and connected to identified harm?
Fallback	Proportionate, not greater because agreement/contact fails?

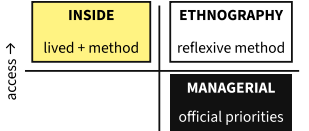
TRAP Do not collapse gender, Indigeneity, class and place into one experience.

Identify the particular decision and evidenced interaction.

12 · Evidence trap drill

CH 9 · 5 MARKS

Facts: prison calls segregation successful because recorded incidents fell; participants report fear, sensory deprivation and reluctance to report conflict.



institutional distance →
Each standpoint grants access and creates limits; institutional distance is not neutral.

SOURCE	CAN SEE	CANNOT SAFELY PROVE
Incident records	What was reported, classified and recorded.	Total harm, felt safety, suppressed reporting.
Lived accounts	Meaning, fear, informal rules, sensory mechanisms.	Automatic universality or whole-population frequency.
Observation	Use and interaction over time.	Private experience without participant evidence.

ANSWER MOVE	APPLICATION	M
Measure	“Recorded incidents” measures reporting/recording, not the whole experience of safety.	1
Mechanism	Reduced contact, fear or recording practice may lower the count while hidden harm rises.	1
Limit	Preserve context; one account is situated, not universal.	1
Test	Confidential interviews + reporting audit + comparison across units.	1
Reframe	Define success to include hidden harm, agency and reporting conditions.	1

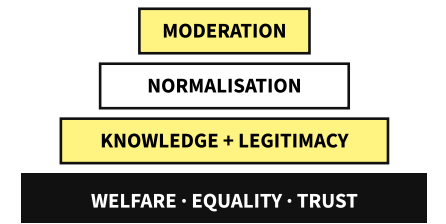
Model: lived accounts identify mechanisms the administrative measure is structurally unable to see. Combine evidence rather than replacing one source with another; examine recruitment, authorship, interpretation and control over quotation/publication.

Safe participation reduces some selection and retaliation risks but cannot erase every limitation; state what remains.

EVIDENTIAL BRIDGE
situated account → hidden mechanism or missing variable → contrasting source/comparison → qualified claim → changed research design

13 · Transfer + fast recall

CH 10 · EXAM CLOSE



Visible prison practice is an institutional outcome, not a detachable design feature.

OPEN-PRISON TRANSFER MINI-DRILL

Facts: open-prison pilot; short staff training; fragmented welfare; suspension after any escape. **Apply:** missing formation/services weaken the model and a one-event rule lets penal populism erase cumulative evidence. **Conclude:** only a bounded pilot with service links, trained staff and independent pre-agreed review; exceptionalism remains relative.

TRIGGER	FAST RECALL
Purpose claimed	Evidence? causal arrow? proportionality ceiling? less coercive option?
Routine/record	Technique → knowledge → norm/category → changed conduct → contestability.
Risk score	Outcome/population/threshold/error cost/decision/reasons/review/exit.
Prison design	Sight + movement + sound; control, duration, privacy, retreat, lived evidence.
Remote process	Prepare/enter/participate/understand/review; pause + fallback.
Repair	Harm/voice/obligation/safety/consent/reintegration/fallback.
Recognition	Benefit + new norm; do authority, resources and options move?
Fine	Amount/capacity/deadline/default/secondary sanction/review/exit.
Evidence conflict	Access + incentive + limit + additional test; preserve context.
Imported model	Dimension/denominator/period; foundation, sequence, adaptation, incident rule.

Mixed facts: concede the benefit, trace the burden, identify the hinge, and condition the result on a safeguard or further evidence.

UNIVERSAL CONCLUSION TEST
chosen position + exact factual hinge + strongest counterargument + limit + tailored safeguard + condition that would change the result

LAST LINE The best case is conditional: decide now, state the safeguard, then identify the evidence or institutional change that would reverse you.

TRANSFER SAFEGUARD	EXAM MOVE
Sequence	Build staff, service links and review capacity before expansion.
Political cooling	Use a baseline and pre-agreed independent criteria; separate one incident from the programme.
Reinvestment	Do resources, community authority and reliance on custody move?